

THE HONORABLE BARBARA J. ROTHSTEIN

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

JOSH KLEIN, a California Resident; and
COVALENCE CAPITAL LLC, a
Delaware limited liability company,

Plaintiffs,

vs.

DOUGLAS JAE WOO KIM, a New York
resident,

Defendant.

Case No. 2:20-cv-01628-BJR

**STIPULATION TO STAY THE
BRIEFING ON PLAINTIFFS'
MOTION TO EXCLUDE
TESTIMONY OF JOSEPH J.
ADIPIETRO; ORDER**

STIPULATION TO STAY THE BRIEFING ON
PLAINTIFFS' MOTION TO EXCLUDE TESTIMONY
OF JOSEPH J. ADIPIETRO; ORDER (Case No. 2:20-
cv-01628-BJR)

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1 Plaintiffs JOSH KLEIN and COVALENCE CAPITAL LLC (“Plaintiffs”) and
2 Defendant DOUGLAS JAE WOO KIM (“Defendant”) (collectively, the “Parties”) hereby
3 stipulate as follows:

4 **WHEREAS**, Defendant filed a Motion to Stay and Vacate All Dates and
5 Deadlines on September 3, 2021 (Dkt. No. 49) that is currently pending before the Court.

6 **WHEREAS**, the Court entered a Minute Order on October 8, 2021, continuing
7 the deadline for Defendant to file an opposition to Plaintiffs’ motion for summary judgment until
8 the Court rules on Defendant’s motion to stay (Dkt. No. 59). When the Court rules on that
9 motion, the Court will instruct Defendant if and when he must file an opposition. (*Id.*)

10 **WHEREAS**, Plaintiffs filed a Motion to Exclude Testimony of Joseph J.
11 Adipietro on October 8, 2021 (Dkt. No. 60) and an opposition and reply are currently due on
12 October 29 and November 12, 2021 respectively.

13 **NOW, THEREFORE**, the Parties stipulate to stay the briefing on Plaintiffs’
14 Motion to Exclude (Dkt. No. 60) until the Court rules on Defendant’s Motion to Stay (Dkt. No.
15 49). If the Court denies Defendant’s Motion to Stay, and the Court does not instruct the Parties
16 when to file their opposition and reply, the Parties further stipulate that Defendant’s opposition
17 will be due twenty-one (21) days from the date the Court enters an order and Plaintiffs’ reply
18 will be due fourteen (14) days from the date Defendant files his opposition, if any.

19 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**

20 Dated: October _20_, 2021

ROGERS JOSEPH O'DONNELL

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Dated: October 20, 2021

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ORDER

IT IS SO ORDERED.

DATED this 2nd day of November, 2021.


BARBARA J. ROTHSTEIN
UNITED STATES DISTRICT JUDGE

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